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Attorney Docket No. 570-28 PCT/US/DIV

In re Application of: Houthoff et al.

Serial No.: 10/047,874

Confirmation No.: 6706

Filed: January 14, 2002

For: METHODS FOR LABELING
NUCLEOTIDES, LABELED
NUCLEOTIDES AND USEFUL
INTERMEDIATES

COMMISSIONER FOR PATENTS
Washington, DC 20231

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on May 13, 2002

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TECH CENTER 1600/2900

Sir:

Transmitted herewith is an Amendment in the above-identified application.

- Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a verified statement previously submitted.
- A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.
- No additional fee is required.

The fee has been calculated as shown below:

| | (Col. 1) | | (Col. 2) | | (Col. 3) |
|--------|----------|-------|----------|---|----------|
| TOTAL | * 116 | MINUS | ** 22 | = | 94 |
| INDEP. | * 5 | MINUS | *** 2 | = | 3 |

| SMALL ENTITY | | OTHER THAN A SMALL ENTITY | |
|--------------|--------------|------------------------------|--------------|
| RATE | ADDL. FEE | RATE | ADDL. FEE |
| x 9= | \$846.00 | x 18= | \$ |
| x 42= | \$126.00 | x 84= | \$ |
| x 140= | \$ | x 280= | \$ |
| TOTAL | \$ 972.00 | TOTAL | \$ 0.00 |

FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS

- * If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3.
- ** If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" in this space is less than 20, write "20" in this space.
- *** If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" in this space is less than 3, write "3" in this space. The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest number found from the equivalent box in Column 1 of a prior amendment or the number of claims originally filed.

- Please charge my Deposit Account No. 08-2461 in the amount of \$ _____. A duplicate copy of this sheet is attached.
- A check in the amount of \$972.00 is attached.
- The Commissioner is hereby authorized to charge any fees or additional fees associated with this communication or credit any overpayment to Deposit Account No. 08-2461. A duplicate copy of this sheet is attached.
- Any filing fees under 37 C.F.R. 1.16 for the presentation of extra claims.
- Any patent application processing fees under 37 C.F.R. 1.17.

Respectfully submitted,

Edna I. Gergel, Ph.D.

Registration No. 50,819

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Houthoff, et al.

Examiner: Unassigned

Serial No.: 10/047,874

Group Art Unit: 1655

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Signature: G. J. Cho

Assistant Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Prior to examination on the merits, please amend the above-identified application as follows:

IN THE CLAIMS:

Please cancel claims 1-22 and add New Claims 23-137.

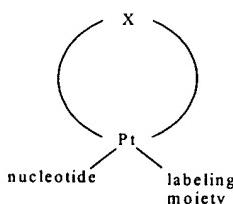
CLAIMS

23. A labeled nucleotide having formula:

06/04/2002 MBERHE 0000072 10047374

01 FC:203
02 FC:202

845.00 DE
126.00 DP



wherein:

X represents an aliphatic diamine; and